PAT T COOPERATION TREATY

PCT To:	

NOTIFICATION OF ELECTION

(PCT Rule 61.2)

Commissioner
US Department of Commerce
United States Patent and Trademark
Office, PCT
2011 South Clark Place Room
CP2/5C24

From the INTERNATIONAL BUREAU

Arlington, VA 22202 ETATS-UNIS D'AMERIQUE

in its capacity as elected Office

08 March 2001 (08.03.01) in its capacity as e

PCT/US00/19524 10365/07402

International filing date (day/month/year) Priorit
17 July 2000 (17.07.00) 1

Priority date (day/month/year) 15 July 1999 (15.07.99)

Applicant

ARAD, Dorit et al

Date of mailing (day/month/year)

1.	The designated Office is hereby notified of its election made:
	X in the demand filed with the International Preliminary Examining Authority on:
	24 January 2001 (24.01.01)
	in a notice effecting later election filed with the International Bureau on:
2.	The election X was
	was not
	made before the expiration of 19 months from the priority date or, where Rule 32 applies, within the time limit under Rule 32.2(b).

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland Authorized officer

C. Cupello

Telephone No.: (41-22) 338.83.38

PATL.. COOPERATION TREATY

	From the INTERNATIONAL BUREAU
PCT	То:
NOTIFICATION OF THE RECORDING OF A CHANGE (PCT Rule 92bis.1 and Administrative Instructions, Section 422) Date of mailing (day/month/year)	COOPER, Rod, C. Sidley Austin Brown & Wood 717 North Harwood, Suite 3400 Dallas, TX 75201-6507 ETATS-UNIS D'AMERIQUE
29 octobre 2001 (29.10.01)	<u> </u>
Applicant's or agent's file reference 10365/07402	IMPORTANT NOTIFICATION
International application No. PCT/US00/19524	International filing date (day/month/year) 17 juillet 2000 (17.07.00)
The following indications appeared on record concerning: the applicant	X the agent the common representative
Name and Address COOPER, Rod, C. Sidley & Austin	State of Nationality State of Residence
717 North Harwood Dallas, TX 75201	Telephone No. 214-981-3300
United States of America	Facsimile No. 214-981-3400
	Teleprinter No.
2. The International Bureau hereby notifies the applicant that the person the name X the add	
Name and Address COOPER, Rod, C.	State of Nationality State of Residence
Sidley Austin Brown & Wood 717 North Harwood, Suite 3400	Telephone No.
Dallas, TX 75201-6507 United States of America	214-981-3300 Facsimile No.
	214-981-3400
	Teleprinter No.
3. Further observations, if necessary:	
4. A copy of this notification has been sent to:	
X the receiving Office	the designated Offices concerned
the International Searching Authority	X the elected Offices concerned
X the International Preliminary Examining Authority	other:
The International Bureau of WIPO	Authorized officer
34, chemin des Colombettes 1211 Geneva 20, Switzerland	Beate GIFFO-SCHMITT
Facsimile No.: (41-22) 740.14.35	Telephone No.: (41-22) 338.83.38

PCT

REC'D 1	0	OCT	2001	
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INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

14

Applicant's or agent	t's file reference	1			
10365/07402	ts lile releielice	FOR FURTHER AC	TION		tion of Transmittal of International Examination Report (Form PCT/IPEA/416)
International applica	ation No.	International filing date (a	ay/month/	'year)	Priority date (day/month/year)
PCT/US00/1952	24	17/07/2000			15/07/1999
International Patent C07D305/00	Classification (IPC) or na	tional classification and IPC	;		
Applicant					
CYTOCLONAL	PHARMACEUTICS,	, INC.			
and is transm	nitted to the applicant a	according to Article 36.			national Preliminary Examining Authority
2. This REPOR	I consists of a total of	6 sheets, including this	cover sh	eet.	
been am (see Rul	ended and are the bas	sis for this report and/or s 07 of the Administrative	sheets co	ontaining rec	, claims and/or drawings which have stifications made before this Authority PCT).
	Basis of the report Priority Non-establishment of o Lack of unity of invention Reasoned statement un Sitations and explanation Certain documents cite Certain defects in the in	on nder Article 35(2) with re ons suporting such state	velty, inve gard to n ment	·	and industrial applicability Intive step or industrial applicability;
Date of submission	of the demand		Date of c	ompletion of t	his report
24/01/2001			05.10.20	01	
preliminary examinir	iddress of the internationa ng authority:	l	Authorize	ed officer	STATE OF STA

Helps, I

Telephone No. +49 89 2399 8209

Tel. +49 89 2399 - 0 Tx: 523656 epmu d

D-80298 Munich

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No. PCT/US00/19524

l. Bas	is of	fthe	report
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1.	the and	receiving Office in	response to an invitation under a	ation (Replacement sheets which have been furnished to Article 14 are referred to in this report as "originally filed" ontain amendments (Rules 70.16 and 70.17)):
	1-3,	5-50	as originally filed	
	4,48	a	with telefax of	09/05/2001
	Cla	ims, No.:		
	1-9		as originally filed	
	10-2	23	with telefax of	09/05/2001
	Dra	wings, sheets:		
	1/19	9-19/19	as originally filed	
2.				above were available or furnished to this Authority in the d, unless otherwise indicated under this item.
	The	se elements were a	available or furnished to this Autl	nority in the following language: , which is:
		the language of a	translation furnished for the purp	ooses of the international search (under Rule 23.1(b)).
		the language of pu	blication of the international app	olication (under Rule 48.3(b)).
		the language of a 155.2 and/or 55.3).	translation furnished for the purp	poses of international preliminary examination (under Rule
3.				uence disclosed in the international application, the n the basis of the sequence listing:
		contained in the in	ternational application in written	form.
		filed together with	the international application in c	omputer readable form.
		furnished subsequ	ently to this Authority in written f	form.
		furnished subsequ	ently to this Authority in compute	er readable form.
			t the subsequently furnished wri oplication as filed has been furni	tten sequence listing does not go beyond the disclosure in shed.
		The statement that listing has been fu		nputer readable form is identical to the written sequence

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No. PCT/US00/19524

4.	The	e amendments have re	esulted in the cancellation of:
		the description,	pages:
		the claims,	Nos.:
		the drawings,	sheets:
5.		This report has been considered to go bey	established as if (some of) the amendments had not been made, since they have bee rond the disclosure as filed (Rule 70.2(c)):
		(Any replacement sh report.)	eet containing such amendments must be referred to under item 1 and annexed to this
6.	Add	litional observations, i	f necessary:
111.	Nor	n-establishment of o	pinion with regard to novelty, inventive step and industrial applicability
	The	questions whether th	e claimed invention appears to be novel, to involve an inventive step (to be non- ally applicable have not been examined in respect of:
		the entire internation	al application.
	×	claims Nos. 1-6 (part).
be	caus	e:	
			application, or the said claims Nos. relate to the following subject matter which does application are examination (specify):
			s or drawings (indicate particular elements below) or said claims Nos. are so unclear binion could be formed (specify):
		the claims, or said cla	tims Nos. are so inadequately supported by the description that no meaningful opinion
	×	no international searc	th report has been established for the said claims Nos. 1-6 (part).
2.	and/	eaningful internationa or amino acid sequen uctions:	preliminary examination cannot be carried out due to the failure of the nucleotide ce listing to comply with the standard provided for in Annex C of the Administrative
		the written form has r	ot been furnished or does not comply with the standard.
			e form has not been furnished or does not comply with the standard.
	_	compator roudubl	- term has not book familioned of does not comply with the standard.

V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability;

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No. PCT/US00/19524

citations and explanations supp rting such statement

1. Statement

Novelty (N) Yes: Claims 1-23

No: Claims

Inventive step (IS) Yes: Claims 1-23

No: Claims

Industrial applicability (IA) Yes: Claims 1-23

No: Claims

2. Citations and explanations see separate sheet

VIII. Certain observations on the international application

The following observations on the clarity of the claims, description, and drawings or on the question whether the claims are fully supported by the description, are made: see separate sheet

V. CITATIONS AND EXPLANATIONS

The following documents are mentioned in this report.

US-A-5,674,905	(A)
US-A-5,658,940	(B)
US-A-4,349,552	(C)
US-A-5,302,589	(D)
Journal of the National Can	cer Institute,
Journal of the National Cane vol.86, p.1517-24 (1994)	cer Institute, (E)
	•

The novel feature of claim 1 is the use of software to identify binding sites on a known anti-tumour composition and using the software to design a new anti-tumour composition with binding sites similar to the known composition. The dependent claims 2-6 are novel by consequence. The novel feature of claim 7 is the use of software to design an alternative composition having a central skeleton with three side chains having the parameters given in the claim. The dependent claims 8-11 are novel by consequence.

The novel feature of the norbornene compounds of claims 12, 14 and 15, and of the bicyclooctane compounds of claims 13 and 16, is the combination of R3 to R5 side chains which are represented by the listed structures. The dependent claims 17 to 23 are novel by consequence.

Claims 1 to 23 therefore meet the Novelty requirements of Article 33(2) PCT.

Document (E) describes the use of computer modelling to predict synergism or antagonism between various anti-cancer drugs, including paclitaxel. Document (F) describes the use of molecular modelling for predicting the binding of paclitaxel to microtubule receptors. Neither of these documents gives any information on the use of software to design alternative paclitaxel compositions by using three dimensional modelling. Document (A) discloses bicyclooctane and bicycloheptane derivatives and their use as CCK receptor ligands and the treatment of cancer. Documents (B) to (D)

EXAMINATION REPORT - SEPARATE SHEET

describe maleimides, uracils and aza-androstenones for the treatment of cancer. Some of these moieties are included in the list of side chain groups in claims 12-23. Since the compounds of documents (A) to (D) are not structurally close to the compounds of claims 12-23, it would not have been obvious for the skilled man to prepare the presently claimed bicycloheptane and bicyclooctane derivatives in order to make available paclitaxel alternative compositions. Inventive step (Article 33(3) PCT) is recognised because the problem of preparing paclitaxel alternative compositions has been solved in a non obvious manner.

VIII CERTAIN OBSERVATIONS ON THE INTERNATIONAL APPLICATION

Claims 12 and 13 do not meet the clarity and conciseness requirements of Article 6 PCT due to the very long lists of substituents contained therein.

RightFAX

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results in mitotic arrest," Chem Biol 3:287-293). The basic structure of discodermolide is as follows:

A synthetic anticancer agent known as GS-164 having the following chemical structure has been reported to stimulate microtubule polymerization.

Comparative conformational analysis reportedly indicated that the structure of GS-164 mimics the minimum essential sites of TAXOL® required to exhibit TAXOL®-like properties. (Shintani, et al. 1997. "GS-164, a small synthetic compound, stimulates tubulin polymerization by a similar mechanism to that of Taxol," Cancer Chemother Pharmacol 40:513-520.)

Disadvantages have also been associated with some paclitaxel derivatives. For example, many paclitaxel derivatives reported to date have not had the steric conformational properties of natural paclitaxel, nor has there been the ability to change the right side of the molecule by combinatorial chemistry with carbohydrates, calcium chelators, or oxygenated small molecules.

Other compounds with similar structures to taxane are disclosed as possessing numerous activities. In U.S. 4,349,552 5-fluorouracil derivatives useful for treating cancer are disclosed. In U.S. 5,302,589 heterocyclic inhibitors of 5-alpha-testosterone

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference	FOR FURTHER see Notification (Form PCT/ISA/	of Transmittal of International Search Report 220) as well as, where applicable, item 5 below.
10365/07402	International filing date (day/month/year)	(Earliest) Priority Date (day/month/year)
International application No.	•	
PCT/US 00/19524	17/07/2000	15/07/1999
Applicant		
CYTOCLONAL PHARMACEUTICS,	INC.	
This International Search Report has bee according to Article 18. A copy is being tra	n prepared by this International Searching Au ansmitted to the International Bureau.	thority and is transmitted to the applicant
This International Search Report consists X It is also accompanied by	of a total of5sheets. a copy of each prior art document cited in thi	s report.
Basis of the report		to the standard collection in the
 a. With regard to the language, the language in which it was filed, un 	international search was carried out on the baless otherwise indicated under this item.	asis of the international application in the
the international search v Authority (Rule 23.1(b)).	vas carried out on the basis of a translation of	the international application furnished to this
was carried out on the basis of th contained in the internati filed together with the int	nd/or amino acid sequence disclosed in the e sequence listing: onal application in written form. ernational application in computer readable for this Authority in written form.	international application, the international search
·	o this Authority in computer readble form.	
the statement that the Su	bsequently furnished written sequence listing as filed has been furnished.	does not go beyond the disclosure in the
		is identical to the written sequence listing has been
2. X Certain claims were for	und unsearchable (See Box I).	
3. Unity of invention is la		
4. With regard to the title ,	to the decrease the second	
1	ubmitted by the applicant.	
the text has been establi	shed by this Authority to read as follows:	
	,	
5. With regard to the abstract,	No discussion and the section of	
the text has been estable	ubmitted by the applicant. ished, according to Rule 38.2(b), by this Author ne date of mailing of this international search r	ority as it appears in Box III. The applicant may, eport, submit comments to this Authority.
6. The figure of the drawings to be pul	olished with the abstract is Figure No.	<u> </u>
as suggested by the app		X None of the figures.
because the applicant fa		·
because this figure bette	er characterizes the invention.	

INTERNATIONAL SEARCH REPORT



Box I Observati ns where certain claims were found unsearchabl (Continuation of item 1 of first sheet)
This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:
Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:
2. X Claims Nos.: 1-6(part) because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically: See FURTHER INFORMATION sheet PCT/ISA/210
3. Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).
Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)
This International Searching Authority found multiple inventions in this international application, as follows:
As all required additional search fees were timely paid by the applicant, this International Search Report covers all
searchable claims.
2. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
4. No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:
Remark on Protest The additional search fees were accompanied by the applicant's protest. No protest accompanied the payment of additional search fees.

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

Continuation of Box I.2

Claims Nos.: 1-6(part)

Due to the large scope of these claims a complete search is not possible within a reasonable time limit. The search was limited to the scope covered by the description, which covers the design and synthesis of paclitaxel alternative compositions (see Guidelines, B-III, 3.7).

The applicant's attention is drawn to the fact that claims, or parts of claims, relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure.

A. CLASSIFICATION OF SUBJECT MATTER IPC 7 C07C271/22 C07D493/04 C07C69/78 C07C235/14

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, WPI Data, PAJ, CHEM ABS Data

Category °	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	US 5 674 905 A (KALINDJIAN ET. AL.) 7 October 1997 (1997-10-07) claims; examples	12,13
Α	US 5 658 940 A (MULLER ET. AL.) 19 August 1997 (1997-08-19) claims; examples	12,13
Α	US 4 349 552 A (TAKAYA ET. AL.) 14 September 1982 (1982-09-14) column 1, line 10 - line 18; claims; examples	12,13
Α	US 5 302 589 A (FRYE ET. AL.) 12 April 1994 (1994-04-12) claim 1	12,13

Further documents are listed in the continuation of box C.	Patent family members are listed in annex.
Special categories of cited documents: A' document defining the general state of the art which is not considered to be of particular relevance E' earlier document but published on or after the international filling date L' document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified) O' document referring to an oral disclosure, use, exhibition or other means P' document published prior to the international filling date but later than the priority date claimed	 'T' later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention 'X' document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone 'Y' document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art. '&' document member of the same patent family
Date of the actual completion of the international search	Date of mailing of the international search report
20 February 2001	'2 © 03 C)
Name and mailing address of the ISA European Patent Office, P.B. 5818 Patentlaan 2 NL – 2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl, Fax: (+31-70) 340-3016	Authorized officer Helps, I



	ation) DOCUMENTS CONSIDERED TO BE RELEVANT	lou
Category °	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	TING-CHAO CHOU ET. AL.: "Computerised Quantitation of Synergism and Antagonism of Taxol, Topotecan and Cisplatin Against Human Teratocarcinoma Cell Growth." JOURNAL OF THE NATIONAL CANCER INSTITUTE, vol. 86, no. 20, 19 October 1994 (1994-10-19), pages 1517-24, XP000983664 whole article	1-11
A	M. WANG ET. AL.: "A Unified and Quantitative Receptor Model for the Microtubule Binding of Paclitaxel and Epothilone." ORGANIC LETTERS, vol. 1, no. 1, January 1999 (1999-01), pages 43-6, XP000983329 whole article	1-11
-		



Internal Application No PCT/US 00/19524

Patent document cited in search repor	t	Publication date		Patent family member(s)	Publication date
US 5674905	Α	07-10-1997	GB	2268739 A	19-01-1994
00 007 1500			AU	4348993 A	24-01-1994
			DE	69313649 D	09-10-1997
			EP	0655053 A	31-05-1995
			WO	9400421 A	06-01-1994
			MX	9303670 A	31-05-1994
US 5658940	Α	19-08-1997	AU	723915 B	07-09-2000
			AU	7387396 A	28-04-1997
			CA	2233975 A	10-04-1997
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			ΕP	0862552 A	09-09-1998
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			JP	11513387 T	16-11-1999
			PL	326063 A	17-08-1998
			SK	44698 A	09-09-1998
			WO	9712859 A 	10-04-1997
US 4349552	Α	14-09-1982	AT	1011 T	15-05-1982
			DE	2962834 D	01-07-1982
			EP	0010941 A	14-05-1980
			ES	8100275 A	16-01-1981
			JP	55081865 A	20-06-1980
US 5302589	Α	12-04-1994	US	5457098 A	10-10-1995

(19) World Intellectual Property Organization International Bureau



(43) International Publication Date 25 January 2001 (25.01.2001)

(10) International Publication Number WO 01/05779 A3

C07C 271/22, (51) International Patent Classification7: C07D 493/04, C07C 69/78, 235/14

(21) International Application Number: PCT/US00/19524

17 July 2000 (17.07.2000) (22) International Filing Date:

(25) Filing Language:

English

(26) Publication Language:

English

(30) Priority Data:

15 July 1999 (15.07.1999) US 60/143,973 23 December 1999 (23.12.1999) 60/171,892

(71) Applicant (for all designated States except US): CYTO-CLONAL PHARMACEUTICS, INC. [US/US]; 9000 Harry Hines Boulevard, Suite 621, Dallas, TX 75235 (US).

(72) Inventors; and

(75) Inventors/Applicants (for US only): ARAD, Dorit [IL/US]; 16901 Park Hill Drive, Dallas, TX 75248 (US). BOLLON, Arthur, P. [US/US]; 13227 Cedar Lane, Dallas, TX 75234 (US). POLAND, Bradley, W. [US/US]; 2804 Daybreak Drive, Dallas, TX 75287 (US). YOUNG, David, C. [US/US]; 5401 Buckner Court, Flower Mound, TX 75028 (US).

- (74) Agents: COOPER, Rod, C. et al.; Sidley & Austin, 717 North Harwood, Dallas, TX 75201 (US).
- (81) Designated States (national): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CR, CU, CZ, DE, DK, DM, DZ, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.
- (84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).

Published:

with international search report

(88) Date of publication of the international search report: 16 August 2001

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: METHOD OF DESIGNING TUBULIN POLYMERIZATION STABILIZERS

(57) Abstract: A method for designing paclitaxel alternative compounds which stabilize the tubulin polymerization process has been found. These compounds in solution possess steric conformational properties of natural paclitaxel and are capable of binding to the tubulin protein at the same site where paclitaxel is known to bind. The compounds of the present invention stabilize tubulin polymerization in a way that is mechanistically equivalent to activity mechanism of paclitaxel. The compounds of the present invention have increased solubility, simpler synthesis, and the possibility for specificity and optimization due to the combinatorial reactions over natural paclitaxel.

INTERNATIONAL SEARCH REPORT

Intc. .ional Application No PCT/US 00/19524

A. CLASSIFICATION OF SUBJECT MATTER IPC 7 C07C271/22 C07D C07D493/04 C07C69/78 CO7C235/14 According to International Patent Classification (IPC) or to both national classification and IPC **B. FIELDS SEARCHED** Minimum documentation searched (classification system followed by classification symbols) C07C C07D IPC 7 Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched Electronic data base consulted during the international search (name of data base and, where practical search terms used) EPO-Internal, WPI Data, PAJ, CHEM ABS Data C. DOCUMENTS CONSIDERED TO BE RELEVANT Citation of document, with indication, where appropriate, of the relevant passages Relevant to claim No. Category ° US 5 674 905 A (KALINDJIAN ET. AL.) 12,13 Α 7 October 1997 (1997-10-07) claims; examples US 5 658 940 A (MULLER ET. AL.) 12,13 Α 19 August 1997 (1997-08-19) claims; examples US 4 349 552 A (TAKAYA ET. AL.) 12,13 Α 14 September 1982 (1982-09-14) column 1, line 10 - line 18; claims; examples US 5 302 589 A (FRYE ET. AL.) 12,13 Α 12 April 1994 (1994-04-12) claim 1 Further documents are listed in the continuation of box C. Patent family members are listed in annex. Special categories of cited documents: *T* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the *A* document defining the general state of the art which is not considered to be of particular relevance invention "E" earlier document but published on or after the international "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to filing date "L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified) involve an inventive step when the document is taken alone "Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such docu-"O" document referring to an oral disclosure, use, exhibition or ments, such combination being obvious to a person skilled document published prior to the international filing date but *&* document member of the same patent family later than the priority date claimed Date of mailing of the international search report Date of the actual completion of the international search 2 6. _{03. 01} 20 February 2001 Authorized officer Name and mailing address of the ISA European Patent Office, P.B. 5818 Patentiaan 2 NL - 2280 HV Rijswijk Tel. (+31-70) 340-2040. Tx. 31 651 epo nl. Helps, I Fax: (+31-70) 340-3016

INTERNATIONAL SEARCH REPORT

Int. Jonal Application No PCT/US 00/19524

		PC1/US 00,	13324
C.(Continu	ation) DOCUMENTS CONSIDERED TO BE RELEVANT		
Category °	Citation of document, with indication, where appropriate, of the relevant passages		Relevant to claim No.
A	TING-CHAO CHOU ET. AL.: "Computerised Quantitation of Synergism and Antagonism of Taxol, Topotecan and Cisplatin Against Human Teratocarcinoma Cell Growth." JOURNAL OF THE NATIONAL CANCER INSTITUTE, vol. 86, no. 20, 19 October 1994 (1994-10-19), pages 1517-24, XP000983664 whole article		1-11
A	whole article M. WANG ET. AL.: "A Unified and Quantitative Receptor Model for the Microtubule Binding of Paclitaxel and Epothilone." ORGANIC LETTERS, vol. 1, January 1999 (1999-01), pages 43-6, XP000983329 whole article		1-11

PCT/US 00/19524

INTERNATIONAL SEARCH REPORT

Box I Observations while certain claims were found unsearchable (Continuation of item 1 of first sheet)
This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:
Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:
2. X Claims Nos.: 1-6(part) because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically: see FURTHER INFORMATION sheet PCT/ISA/210
3. Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).
Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)
This International Searching Authority found multiple inventions in this international application, as follows:
As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
2. As all searchable daims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
4. No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:
Remark on Protest The additional search fees were accompanied by the applicant's protest. No protest accompanied the payment of additional search fees.

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

Continuation of Box I.2

Claims Nos.: 1-6(part)

Due to the large scope of these claims a complete search is not possible within a reasonable time limit. The search was limited to the scope covered by the description, which covers the design and synthesis of paclitaxel alternative compositions (see Guidelines, B-III, 3.7).

The applicant's attention is drawn to the fact that claims, or parts of claims, relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure.

INTERNATIONAL SEARCH REPORT

Information on patent family members

Int. Ional Application No PCT/US 00/19524

Patent document cited in search report		t	Publication date	Patent family member(s)		Publication date	
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reductase are disclosed. Novel succinimides and maleimides that inhibit cytokines are described in U.S. 5,658,940. Lastly, bicyclooctane and bicycloheptane derivatives reportedly act as ligands to CCK and gastrin receptors in U.S. 5,674,905.

In addition to there being compounds with a similar structure to taxane, there are also existing computational methods to study paclitaxel's binding site with tubulin and its therapeutic effect. Because epothilones compete against paclitaxel for microtubule binding, the paclitaxel binding site of tubulin was modeled with suitable epothilone conformers to better understand how epothilone interacts with tubulin (Wang, M., et al. 1999. "A unified and quantitative receptor model for the microtubule binding of paclitaxel and eopthilone," Organic Letters 1:43-46). The in vitro synergistic effects on teratocarcinoma of paclitaxel with other drugs used to treat cancer were modeled computationally to propose new doseages when these drugs are co-administered (Chou, T-C., et al. 1994. "Computerized quantitation of synergism and antagonism of Taxol, Topotecan, and Cisplatin against human teratocarcinoma cell growth: a rational approach to clinical protocol design," J Natl Can Inst 86:1517-1524).

A method has been found by which compounds exhibiting paclitaxel-like activity and having distinct advantages over paclitaxel and known derivatives can be synthesized.

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- 10. The method of Claim 7, wherein said sp³ oxygen is positioned in space to simulate the position of the oxetane ring of paclitaxel.
- 11. The method of Claims 7-11 further comprising synthesizing said alternative composition.
 - 12. A paclitaxel compound having a chemical structure

$$\begin{array}{c|c}
R_1 & R_2 \\
\hline
R_6 & R_4
\end{array}$$

wherein R₁ and R₂ are selected from the group consisting of: hydrogen, methyl, acetyl, ethyl, C₁ - C₄ aliphatic chain and substituted C₁ - C₆ aliphatic chain, wherein said substituted aliphatic chain is substituted once or twice with functional groups selected from the group consisting of: amide, ketone, hydroxy, phenyl, carboxylic acid, and an amino acid;

wherein X is selected from the group consisting of: O; CH₂; NH; S; S-CH₂; O-CH₂; or none;

wherein R₃ is selected from the group consisting of:

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wherein the aryl rings are unsubstituted or singly, doubly, or triply substituted with R selected from the group consisting of: H, OH, and an electron withdrawing substituent; wherein R' is selected from the group consisting of: OH and H; wherein R" is selected from the group consisting of: NHBOC and H; wherein R" is selected from the group consisting of: singly or doubly substituted aryl and fused aromatic ring;

wherein R₄ is selected from the group consisting of:

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$$-CII_2-O-C$$

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wherein the aromatic ring is singly, doubly, or triply substituted with any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a π - π interaction;

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wherein $R^{\mu\nu}$ is a fixed aromatic ring or a fused aromatic ring substituted any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a π - π interaction;

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wherein R^{min} is selected from the group consisting of: H, cyclopropane, C_1 - C_3 hydrocarbon chain, and C_1 - C_3 substituted hydrocarbon chain wherein said substituted hydrocarbon chain is substituted with any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a π - π interaction;

wherein R₅ is selected from the group consisting of:

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H, CH₃, C₁-C₅ hydrocarbon chain, C₁-C₅ substituted hydrocarbon chain, small hydrocarbon ring or heterocyclic ring, small substituted hydrocarbon ring or heterocyclic ring, citric acid and derivatives thereof, accetic acid and derivatives thereof, ascorbic acid and derivatives thereof, glucouroic acid or derivatives thereof, lactose, sialic acid, monosaccharides or

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disaccharides of glyceraldehyde, erythrose, threose, ribose, arabinose xylose lyxose, allose, altrose, glucose, mannose, gulose, idose, galactose, talose, or their acidic ketose, alditol or inositol forms, calcium chelating molecule, oxygenated small molecule, any organic molecule that exhibits calcium-binding properties similar to tetracyclin

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wherein R₆ is selected from the group consisting of:

H, CH₃, OH, amine, C₁-C₅ carbo-aliphatic chain substituted with two or three of the following groups selected from the group consisting of: keto, hydroxy, sulfoxy, amide, an amino acid, and ethers of the form - CH₂-O-(CH₂)_n-CH₃ where n=1-5, wherein the right hand hydrocarbon chain is unsubstituted or substituted with 1 to 5-OH or carbonyl groups.

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13. A paclitaxel compound having a chemical structure

$$\begin{array}{c|c} R_1 & R_2 & R_3 \\ \hline & R_6 & R_4 & CH_2 - R_5 \end{array}$$

wherein R₁ and R₂ are selected from the group consisting of: hydrogen, methyl, acetyl, ethyl, C₁ - C₄ aliphatic chain and substituted C₁ - C₆ aliphatic chain, wherein said substituted aliphatic chain is substituted once or twice with functional groups selected from the group consisting of: amide, ketone, hydroxy, phenyl, carboxylic acid, and an amino acid;

wherein X is selected from the group consisting of: O; CH₂; NH; S; S-CH₂; O-CH₂; or none;

wherein R₃ is selected from the group consisting of:

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---C---CHR'(r)CHR'''

$$-\overset{O}{C}-C=C-\overset{\frown}{C}$$

$$R \text{ (trans)}$$

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$$-NH-C-C-C-NH-C-O-C-CH_{3} \\ -NH-C-C-C-C-NH-C-O-C-CH_{3} \\ -CH_{2} \\ -COOH$$

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wherein the aryl rings are unsubstituted or singly, doubly, or triply substituted with R selected from the group consisting of: H, OH, and an electron withdrawing substituent; wherein R' is selected from the group consisting of: OH and H; wherein R" is selected from the group

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consisting of: NHBOC and H; wherein R" is selected from the group consisting of: singly or doubly substituted aryl and fused aromatic ring:

wherein R4 is selected from the group consisting of:

$$-CH_2-X-\overset{S}{C}$$

$$-CH_2-O-C$$

$$-CH_2-NH-C$$

$$R$$

wherein the aromatic ring is singly, doubly, or triply substituted with any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a π - π interaction;

wherein R"" is a fixed aromatic ring or a fused aromatic ring substituted with any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a π - π interaction;

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$$-CH_2-O-\overset{O}{C}-\overset{O}{\longleftarrow}$$

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OH
$$CH_{2}$$

$$OH$$

$$OH$$

$$OH$$

$$OH$$

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wherein R₆ is selected from the group consisting of:

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H, CH₃, OH, amine, C₁-C₅ carbo-aliphatic chain substituted with two or three of the following groups selected from the group consisting of: keto, hydroxy, sulfoxy, amide, an amino acid, ethers of the form -CH₂-O-(CH₂)_n-CH₃ where n=1-5, wherein the right hand hydrocarbon chain is unsubstituted or substituted with 1 to 5 -OH or carbonyl groups.

14. A paclitaxel compound having a chemical structure

$$\begin{array}{c|c}
R_1 & R_2 & R_3 \\
\hline
R_6 & R_4
\end{array}$$

wherein R₁ and R₂ are selected from the group consisting of: hydrogen, methyl, acetyl, ethyl, C₁ - C₄ aliphatic chain and substituted C₁ - C₆ aliphatic chain, wherein said substituted aliphatic chain is substituted once or twice with functional groups selected from the group consisting of: amide, ketone, hydroxy, phenyl, carboxylic acid, and an amino acid;

wherein X is selected from the group consisting of: O; CH₂; NH; S; S-CH₂; O-CH₂; or none;

wherein R₃ is selected from the group consisting of:

·CHR'(r)CHR"

$$-C-C=C-C$$

$$R (trans)$$

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O CH₃
OH C-O-C-CH₃
CH₃

wherein the aryl rings are unsubstituted or singly, doubly, or triply substituted with R selected from the group consisting of: H, OH, and an electron withdrawing substituent; wherein R' is selected from the group consisting of: OH and H; wherein R" is selected from the group consisting of: NHBOC and H; wherein R" is selected from the group consisting of: singly or doubly substituted aryl and fused aromatic ring;

wherein R4 is selected from the group consisting of:

$$-CH_2-O-C$$

$$-CH_2-NH-C$$

wherein the aromatic ring is singly, doubly, or triply substituted with any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a π - π interaction;

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$$-CH_2-O-C-R''''$$

wherein R''' is a fixed aromatic ring or a fused aromatic ring substituted with R any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a Π - Π interaction;

wherein R^{nm} is selected from the group consisting of: H, cyclopropane, C_1 - C_3 hydrocarbon chain, and C_1 - C_3 substituted hydrocarbon chain wherein said substituted hydrocarbon chain is substituted with any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a Π - Π interaction;

wherein R₅ is selected from the group consisting of:

H, CH₃, C₁-C₅ hydrocarbon chain, C₁-C₅ substituted hydrocarbon chain, small hydrocarbon ring or heterocyclic ring, small substituted hydrocarbon ring or heterocyclic ring, citric acid and derivatives thereof, acetic acid and derivatives thereof, ascorbic acid and derivatives thereof, glucouroic acid or derivatives thereof, lactose, sialic acid, monosaccharides or

disaccharides of glyceraldehyde, erythrose, threose, ribose, arabinose xylose lyxose, allose, altrose, glucose, mannose, gulose, idose, galactose, talose, or their acidic ketose, alditol or inositol forms, calcium chelating molecule, oxygenated small molecule, any organic molecule that exhibits calcium-binding properties similar to tetracyclin

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wherein R'''' is selected from the group consisting of: H, cyclopropane, C_1 - C_3 hydrocarbon chain, and C_1 - C_3 substituted hydrocarbon chain wherein said substituted hydrocarbon chain is substituted with any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a Π - Π interaction;

wherein R₅ is selected from the group consisting of:

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H, CH₃, C₁-C₅ hydrocarbon chain, C₁-C₅ substituted hydrocarbon chain, small hydrocarbon ring or heterocyclic ring, small substituted hydrocarbon ring or heterocyclic ring, citric acid and derivatives thereof, acetic acid and derivatives thereof, ascorbic acid and derivatives thereof, glucouroic acid or derivatives thereof, lactose, sialic acid, monosaccharides or disaccharides of glyceraldehyde, erythrose, threose, ribose, arabinose xylose lyxose, allose, altrose, glucose, mannose, gulose, idose, galactose, talose, or their acidic ketose, alditol or inositol forms, calcium chelating molecule, oxygenated small molecule, any organic molecule that exhibits calcium-binding properties similar to tetracyclin

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wherein R₆ is selected from the group consisting of:

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H, CH₃, OH, amine, C_1 - C_5 carbo-aliphatic chain substituted with two or three of the following groups selected from the group consisting of: keto, hydroxy, sulfoxy, amide, an amino acid, ethers of the form -CH₂-O-(CH₂)_n-CH₃ where n=1-5, wherein the right hand hydrocarbon chain is unsubstituted or substituted with 1 to 5 -OH or carbonyl groups.

15. A paclitaxel compound having a chemical structure

$$R_1$$
 R_2
 X
 R_3
 CH_2
 R_5
 R_4

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wherein R₁ and R₂ are selected from the group consisting of: hydrogen, methyl, acetyl, ethyl, C₁ - C₄ aliphatic chain and substituted C₁ - C₆ aliphatic chain, wherein said substituted aliphatic chain is substituted once or twice with functional groups selected from the group consisting of: amide, ketone, hydroxy, phenyl, carboxylic acid, and an amino acid;

wherein X is selected from the group consisting of: O; CH₂; NH; S; S-CH₂; O-CH₂; or none;

wherein R_3 is selected from the group consisting of:

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O || ----C---CHR'(r)CHR'''

$$-\overset{O}{\mathbb{C}}-C=C-\overset{\bullet}{\underbrace{\hspace{1cm}}}$$

$$R \quad \text{(trans)}$$

$$-NH-\overset{O}{C}-\overset{O}{C}-\overset{O}{C}-NH-\overset{O}{C}-O$$

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$$-NH-\overset{O}{C}-\overset{O}{C}-\overset{O}{C}-NH-\overset{O}{C}-O-\overset{C}{C}-\overset{C}{C}H_3$$

wherein the aryl rings are unsubstituted or singly, doubly, or triply substituted with R selected from the group consisting of: H, OH, and an electron withdrawing substituent; wherein R' is selected from the group consisting of: OH and H; wherein R" is selected from the group consisting of: NHBOC and H; wherein R" is selected from the group consisting of: singly or doubly substituted aryl and fused aromatic ring;

wherein R₄ is selected from the group consisting of:

$$-CH_2$$
 $X-C$

$$-CH_2-NH-C$$

wherein the aromatic ring is singly, doubly, or triply substituted with any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a π - π interaction;

wherein R"" is a fixed aromatic ring or a fused aromatic ring substituted with any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a π - π interaction;

wherein R"" is selected from the group consisting of: H, cyclopropane, C₁-C₃ hydrocarbon chain, and C₁-C₃ substituted hydrocarbon chain wherein said substituted

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hydrocarbon chain is substituted with any electronwithdrawing substituent compatible with the system which provides a lower energy gap in a Π - Π interaction;

wherein R₅ is selected from the group consisting of:

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H, CH₃, C₁-C₅ hydrocarbon chain, C₁-C₅ substituted hydrocarbon chain, small hydrocarbon ring or heterocyclic ring, small substituted hydrocarbon ring or heterocyclic ring, citric acid and derivatives thereof, acetic acid and derivatives thereof, ascorbic acid and derivatives thereof, glucouroic acid or derivatives thereof, lactose, sialic acid, monosaccharides or disaccharides of glyceraldehyde, erythrose, threose, ribose, arabinose xylose lyxose, allose, altrose, glucose, mannose, gulose, idose, galactose, talose, or their acidic ketose, alditol or inositol forms, calcium chelating molecule, oxygenated small molecule, any organic molecule that exhibits calcium-binding properties similar to tetracyclin

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HO CH₃ N(CH₃)₂ OH O O NH₂

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 NH_2

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wherein R₆ is selected from the group consisting of:

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H, CH₃, OH, amine, C₁-C₅ carbo-aliphatic chain substituted with two or three of the following groups selected from the group consisting of: keto, hydroxy, sulfoxy, amide, an amino acid, ethers of the form -CH₂-O-(CH₂)_n-CH₃ where n=1-5, wherein the right hand hydrocarbon chain is unsubstituted or substituted with 1 to 5 -OH or carbonyl groups.

16. A paclitaxel compound having the following bicyclo-octane chemical structure

$$R_1$$
 R_2
 R_3
 R_5
 R_4

wherein R₁ and R₂ are selected from the group consisting of: hydrogen, methyl, acetyl, ethyl, C₁ - C₄ aliphatic chain and substituted C₁ - C₆ aliphatic chain, wherein said substituted aliphatic chain is substituted once or twice with functional groups selected from the group consisting of: amide, ketone, hydroxy, phenyl, carboxylic acid, and an amino acid;

wherein X is selected from the group consisting of: O; CH₂; NH; S; S-CH₂; and O-CH₂;

wherein R₃ is selected from the group consisting of:

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$$-C-C=C$$
 R (trans)

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$$-NH-\overset{O}{\overset{||}{C}}-\overset{O}{\overset{||}{C}}-C-NH-\overset{O}{\overset{||}{C}}-O-\overset{\bigcirc}{\overset{||}{C}}$$
 OH CH₂ COOH

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wherein the aryl rings are unsubstituted or singly, doubly, or triply substituted with R selected from the group consisting of: H, OH, and an electron withdrawing substituent; wherein R' is selected from the group consisting of: OH and H; wherein R" is selected from the group consisting of: NHBOC and H; wherein R" is selected from the group consisting of: singly or doubly substituted aryl and fused aromatic ring;

wherein R₄ is selected from the group consisting of:

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$$-CH_2-NH-C$$

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wherein the aromatic ring is singly, doubly, or triply substituted with any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a Π - Π interaction;

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$$O = CH_2-O-C-R''''$$

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wherein R"" is a fixed aromatic ring or a fused aromatic ring substituted with any electron-withdrawing substituent compatible with the system which provides a lower energy gap in a Π - Π interaction;

wherein R'"" is selected from the group consisting of: H, cyclopropane, C1-C3 hydrocarbon chain, and C1-C3 substituted hydrocarbon chain wherein said substituted hydrocarbon chain is substituted with any electronwithdrawing substituent compatible with the system which provides a lower energy gap in a Π - Π interaction;

wherein R₅ is selected from the group consisting of:

H, CH₃, C₁-C₅ hydrocarbon chain, C₁-C₅ substituted hydrocarbon chain, small hydrocarbon ring or heterocyclic ring, small substituted hydrocarbon ring or heterocyclic ring, citric acid and derivatives thereof, acetic acid and derivatives thereof, ascorbic acid and derivatives thereof, glucouroic acid or derivatives thereof, lactose, sialic acid, monosaccharides or

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disaccharides of glyceraldehyde, erythrose, threose, ribose, arabinose xylose lyxose, allose, altrose, glucose, mannose, gulose, idose, galactose, talose, or their acidic ketose, alditol or inositol forms, calcium chelating molecule, oxygenated small molecule, any organic molecule that exhibits calcium-binding properties similar to tetracyclin

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wherein R₆ is selected from the group consisting of:

H, CII₃, OH, amine, C₁-C₅ carbo-aliphatic chain substituted with two or three of the following groups selected from the group consisting of: keto, hydroxy, sulfoxy, amide, an amino acid, ethers of the form -CH₂-O-(CH₂)_n-CH₃ where n=1-5, wherein the right hand hydrocarbon chain is unsubstituted or substituted with 1 to 5-OH or carbonyl groups.

17. The compound of claim 12, 13, 14, 15, or 16, wherein the amino acid identity of R_1 or R_2 is selected from the group consisting of asparagine, glutamine, aspartic acid, glutamic acid, threonine, serine and tyrosine.

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- 18. The compound of claim 12, 13, 14, 15, or 16, wherein R_1 is chosen from the group consisting of H and CH_3 .
- 19. The compound of claim 12, 13, 14, 15, or 16, wherein R₂ is chosen from the group consisting of CH₃, CH₂OCOCH₃,

$$CH_2$$
 R

wherein R is H or singly, doubly, or triply substituted or fused; and

wherein R' is selected from the group consisting of H and CH₃.

20. The compound of claim 12, 13, 14, 15, or 16, wherein R" is selected from the group consisting of imidazol ring, tryptophan unsubstituted or substituted with carboxylic acid derivatives.

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- 21. The compound of claim 12, 13, 14, 15, or 16, wherein R₃ is any group derived from the 13 position in taxane's skeleton that exhibits activity toward inhibiting the depolymerization of microtubules or anticancer activity.
- 22. The compound of claim 12, 13, 14, 15, or 16, wherein the oxygenated small molecule of R₅ is selected from the group consisting of dipeptides of "ASP-ASN", or "GLY-GLN" and the cyclic dipeptide of "PHE-GLN."
- 23. The compound of claim 12, 13, 14, 15, or 16, wherein the amino acid of R₆ is selected from the group consisting of serine, asparagine, and threonine.